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Approved for use through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. 09/775,517 Application Number February 2, 200 Filing Date RANSMITTAL Grabowski, et al. First Named Inventor **Group Art Unit** 1651 Brett T. Ozga ECH CENTER 1600/2900 ed for all correspondence after initial filing) **Examiner Name** 10872/0474345 **Attorney Docket Number** 7 Total Number of Pages in This Submission **ENCLOSURES** (check all that apply) After Allowance Communication Assignment Papers Fee Transmittal Form to Group (for an Application) Appeal Communication to Board Drawing(s) Fee Attached of Appeals and Interferences Appeal Communication to Group Licensing-related Papers (Appeal Notice, Brief, Reply Brief) Amendment / Reply **Proprietary Information** Petition After Final Petition to Convert to a Status Letter Affidavits/Declaration(s) **Provisional Application** Other Enclosure(s) (please Power of Attorney, Revocation X **Extension of Time Request** identify below): Return Postcard Change of Correspondence Address **Terminal Disclaimer Express Abandonment Request** Request for Refund Information Disclosure Statement Certified Copy of Priority Document(s) CD, Number of CD(s) Response to Missing Parts/ Remarks Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Loy M. White Registration No. 43,262 Individual name Signature January 24, 2002 Date **CERTIFICATE OF MAILING** I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: Typed or printed name Loy M. White January 24, 2002 Date Signature

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In the Application of:

Grabowski, et al

Application Serial No.:

09/775,517

Confirmation No.:

February 2, 2001

Filed:

**HYDROLYSIS** LIPID

**THERAPY** FOR

Title: **ATHEROSCLEROSIS** 

**RELATED** AND

DISEASES

Group Art Unit:

1651

Examiner:

Brett T. Ozga

Attorney/Agent Docket No.:

10872/0474345

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## **RESPONSE UNDER 37 C.F.R. § 1.111**

The Commissioner for Patents Washington, D.C. 20231

Dear Sir:

This response to the non-final Office action dated October 30, 2001, is submitted in the above-identified application under 37 C.F.R. § 1.111. No fees are believed due at this time. Applicants respectfully request this response be considered by the Examiner under 37 C.F.R. § 1.112 and a timely Notice of Allowance be issued under 37 C.F.R. § 1.311 in this application.

## **AMENDMENTS**

## In the Claims

01

Please cancel Claim 52, 56 and 57 without prejudice.

Please amend Claim 51 to read as follows:

51. (Amended) A method for providing biologically active lipid hydrolyzing protein or polypeptide, or mixtures thereof, to cells of a mammal having deficiency in said biologically active lipid hydrolyzing protein or polypeptide, said method comprising administration into said cells a vector containing and expressing a DNA sequence